



Atty. Docket No.: 095719-013100/US PATENT  
(Formerly 061566-  
5004-US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Cynthia Kuper  
Serial No.: 09/938,287  
Patent No.: 6,749,712  
Issue Date: June 15, 2004  
Entitled: Method of Utilizing Sol-Gel Processing in  
Production of a Macroscopic Two or Three  
Dimensionally Ordered Array of Single Wall  
Nanotubes (SWNTs)

**CERTIFICATE OF FIRST CLASS MAILING UNDER 37 CFR § 1.8a**

I hereby certify that the paper (and any paper or fee referred to as being enclosed) is being deposited with the United States Postal Service as First Class Mail on the date indicated below, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Lindsey N. Walker

Name of Person Mailing Paper

*Lindsey N. Walker*  
Signature of Person Mailing Paper

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Enclosed for filing in the above-identified patent application, please find the following documents:

1. Revocation of Prior Powers of Attorney and New Power of Attorney;
2. Statement Under 37 C.F.R. § 3.37(b); and
3. Return-receipt Postcard.

The Commissioner for Patents is hereby authorized to charge any fees to Deposit Account No. 50-2678, Reference 095719-013100. A duplicate of this transmittal letter is enclosed for this purpose.

Respectfully submitted,

Date: September 20, 2007

*[Signature]*  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Cynthia Kuper

Attorney Docket: 095719-013100/US

Patent No.: 6,749,712

Serial No.: 09/938,287

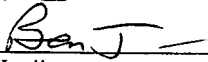
Date Issued: June 15, 2004

Invention: METHOD OF UTILIZING SOL-GEL PROCESSING IN PRODUCTION OF A  
MACROSCOPIC TWO OR THREE DIMENSIONALLY ORDERED ARRAY  
OF SINGLE WALL NANOTUBES (SWNTs)

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**CERTIFICATE OF FIRST CLASS MAILING**

I hereby certify that this correspondence is being deposited on the date stated below, with the United States Postal Service as First Class Mail, postage prepaid, under 37 C.F.R. 1.8(a) and is addressed to Commissioner for Patents, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, VA 22313-1450, on April 12, 2007.

  
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Alexandria, VA 22313-1450

**Revocation of Prior Powers of Attorney  
And Appointment of New Powers of Attorney  
And Change of Address Notice**

Dear Sir:

As owner of the above-identified Patent Application, I hereby revoke all Powers of Attorney with respect to same, and appoint the below-listed attorneys with full power of substitution and revocation to transact all business in the Patent and Trademark Office connected therewith:

Customer No. 35893


Chinh H. Pham, Reg. No. 39,329  
David Dykeman, Reg. No. 46,678  
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and all other attorneys and/or agents associated with Greenberg Traurig, LLP, One International Place, Boston, MA 02110.

Please direct all telephone calls to Chinh H. Pham at telephone number (617) 310-6000 and address all future correspondence in this application to:

Patent Administrator  
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Boston, Massachusetts 02110

NanoDynamics, Inc.

  
Richard Berger  
President and Chief Operating  
Officer  
901 Fuhrmann Boulevard  
Buffalo, NY 14203



**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: NANODYNAMICS, INC.

Application No./Patent No./Control No.: 6,749,712 Filed/Issue Date: 6/15/04

**Method of Utilizing Sol-Gel Processing in the Production of a Macroscopic Two or Three Dimensionally Ordered Array of Single Wall Nanotubes (SWNTS)**

Entitled:

NANODYNAMICS, INC., a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

States that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a true copy of the original assignment is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Cynthia A. Kuper To: Versilant Nanotechnologies, LLC

The document was recorded in the United States Patent and Trademark Office at  
Reel 015139, Frame 0653, or for which a copy thereof is attached.

2. From: Versilant Nanotechnologies, LLC To: NanoDynamics, Inc.

The document was recorded in the United States Patent and Trademark Office at  
Reel 015167, Frame 0440, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
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☐ Additional documents in the chain of title are listed on a supplemental sheet.

**As required by 37 CFR 3.73(b)(1)(I), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.**

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Keith A. Blakely  
Signature

Keith A. Blakely

Printed or Typed Name

CEO

Title

9/07/07  
Date

(716) 853-4900

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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